

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Inventor:	Alexander G. E. VON ELBWART, et al.	Art Unit 2195
Appln. No.:	10/594,566	Exr. M. An
Filed:	September 27, 2006	Conf. No. 5590
For:	A METHOD AND SCHEDULER FOR PERFORMING A SCHEDULING ALGORITHM WITH MINIMUM RESOURCE PARAMETER	

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner of Patents
Washington, DC 20231

Dear Sir:

Pursuant to Rules 56 and 99, Applicants hereby call the attention of the Patent Office to the art listed on the attached Form PTO 1449. Attached is an English translation of a Japanese Office Action dated July 14, 2009.

Applicants present this art so that the Patent Office may, in the first instance, determine any relevancy thereof to the presently claimed invention, see Beckman Instruments, Inc. v. Chemtronics, Inc., 439 F.2d 1369, 1380, 165 USPQ 355, 364 (5th Cir. 1970). Also see Patent Office Rules 104 and 106. Applicants respectfully request that this art be expressly considered

during the prosecution of this application and made of record herein and appear among the "References Cited" on any patent to issue herefrom.

If any fee is due, it may be charged to Deposit Account No. 04-1061.

Respectfully submitted,

/James Edward Ledbetter/

Date: August 25, 2009

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JEL/jcw

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